

*JFW*

## UNITED STATES PATENT AND TRADEMARK OFFICE

O I P E  
AUG 02 2004  
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UNITED STATES DEPARTMENT OF COMMERCE  
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APPLICATION NUMBER	FILING OR 37 CFR DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/785,207	02/24/2004	Shanta Modak	A34446-A-PCT-USA-A

21003  
BAKER & BOTTS  
30 ROCKEFELLER PLAZA  
NEW YORK, NY 10112

CONFIRMATION NO. 8835

## FORMALITIES LETTER

\*OC000000012711684\*  
\*OC000000012711684\*

Date Mailed: 05/19/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

• \$65 Late oath or declaration Surcharge.	08/03/2004 MAHMED1 00000005 10785207
	01 FC:2051 65.00 DP

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*Slemon*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Please type a plus sign (+) inside this box → 

# TRANSMITTAL FORM

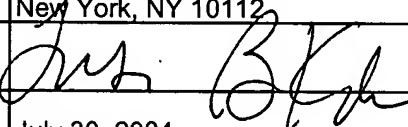
(to be used for all correspondence after initial filing)

		Application Number	10/785,207
		Filing Date	Feb. 24, 2004
		First Named Inventor	Modak
		Group Art Unit	1615
		Examiner Name	To be determined
Total Number of Pages in This Submission		Attorney Docket Number	A34446-A-PCT-USA-A

**ENCLOSURES (check all that apply)**

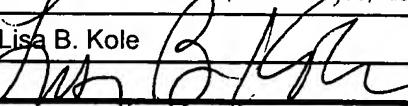
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	See below
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Executed Combined Declaration and Power of Attorney; copy of Notice to File Missing Parts; Listing of Attorneys Pursuant to 37 CFR 1.32(c)(3); return receipt postcard	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	BakerBotts LLP 30 Rockefeller Plaza New York, NY 10112		
Signature	 Att Name: Lisa B. Kole PTO Reg: 35,225		
Date	July 30, 2004		

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450: July 30, 2004

Typed or printed name	Lisa B. Kole	Date	July 30, 2004
Signature			

# BAKER BOTTS LLP

## FEETRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant DEMANDS small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 120)

Complete if Known	
Application Number	10/785,207
Filing Date	Feb. 24, 2004
First Named Inventor	Modak
Examiner Name	To be determined
Art Unit	1615
Attorney Docket No.	A34446-A-PCT-USA-A

### METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None

Deposit Account:

Deposit Account Number  
Deposit Account Name

02-4377

Baker Botts LLP

The Commissioner is authorized to: (check all that apply)  
 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee required under 37CFR 1.16 and 1.17  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ 0)

#### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims	Fee from below	Fee Paid
Total Claims <input type="text"/> - 20 = <input type="text"/> X <input type="text"/> = <input type="text"/> 0		
Independent Claims <input type="text"/> - 3 = <input type="text"/> X <input type="text"/> = <input type="text"/> 0		
Multiple Dependent <input type="text"/>		

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

#### 3. ADDITIONAL FEES

Large Entity Small Entity

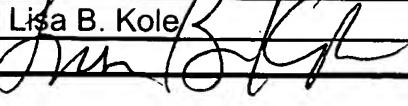
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	65
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	55
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 120)

(Complete if applicable)

Name (Print/Type)	Lisa B. Kole	Registration No. (Attorney/Agent)	35,225	Telephone	212.408.2500
Signature				Date	July 30, 2004

**BAKER BOTTS**



Attorney Docket Number: A34446-A-PCT-USA-A

Title: GENTLE ACTING SKIN DISINFECTANTS AND HYDROALCOHOLIC GEL FORMULATIONS

Use Space Below for Additional Information:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Modak et al.

Application No.: 10/785,207      Examiner: To be assigned

Filed: February 24, 2004      Art Unit: 1615

For: GENTLE ACTING SKIN DISINFECTANTS AND HYDROALCOHOLIC GEL FORMULATIONS

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450.

July 30, 2004  
Date of Deposit

Lisa B. Kole

Attorney Name

35.225

Registration No.

July 30, 2004

Date of Signature

Commissioner for Patents  
Box 1450  
Alexandria, VA 22313-1450

**Mail Stop Missing Parts**

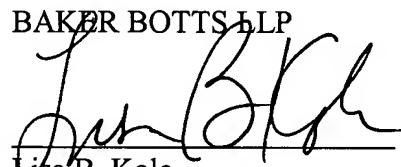
Sir:

This paper is submitted in response to the Notice to File Missing Parts of Nonprovisional Application ("Notice") issued in the above-identified application on May 19, 2004. Applicants request a one month extension of time and enclose the required fee as set forth in 37 C.F.R. § 1.17(a)(1). Applicants submit herewith a Combined Declaration and Power of Attorney ("Declaration") in compliance with 37 C.F.R. § 1.63. A copy of the Notice is also enclosed.

The Declaration names fifteen attorneys as representatives conferred with the power of attorney. Pursuant to 37. C.F.R. §1.32 (c)(3), Applicants also submit the enclosed separate paper indicating which of the fifteen attorneys are to be recognized by the Patent Office as attorneys of record.

Applicants also enclose the fee required for late filing of a Declaration pursuant to 37 C.F.R. § 1.16(e). If any additional fee is due, or if any overpayment has been made, in connection with the filing of this response, the Commissioner is authorized to charge any such fee or credit any overpayment, to our Deposit Account No. 02-4377. A duplicate copy of this paper is enclosed.

Respectfully submitted,

BAKER BOTTS LLP  
  
Lisa B. Kole  
Patent Office Reg. No. 35,225  
*Attorney for Applicant*

30 Rockefeller Plaza  
New York, NY 10112-4498  
(212)-408-2500